

PENDLETON COUNTY FISCAL COURT  
SPECIAL CALL MEETING  
August Term, August 27<sup>th</sup>, 2008

COURT MET PURSUANT TO ADJOURNMENT  
With  
HONORABLE HENRY BERTRAM, COUNTY JUDGE/EXECUTIVE  
Presiding

MEMBERS PRESENT: Bobby Fogel, Gary Veirs, Stacey Wells, Alan Whaley

MEMBERS ABSENT: None

COUNTY ATTORNEY: Jeff Dean

Invocation was given by Squire Whaley, Pledge Allegiance lead by Judge Bertram

In Re: Agenda

Judge Bertram presented the agenda for this meeting. Whereupon Squire Wells made a motion to accept the agenda as presented, seconded by Squire Whaley, motion carried.

In Re: Approval of Minutes

Vicky King, Fiscal Court Clerk, presented minutes of the August 12th regular session, and August 14th Special called meeting to the Court. Discussion was held regarding the fact that Squire Whaley was not listed as being absent at the August 14<sup>th</sup> Special Called meeting. Squire Veirs made a motion to approve these minutes as presented to include the above correction, seconded by Squire Fogle, motion carried.

In Re: Approval of Treasure’s Report

Pendleton County Treasurer, Vicky King, submitted a written report for the month of July 2008 at the regular Fiscal Court Meeting of August 12<sup>th</sup>, 2008. Discussion was held. Squire Fogle made a motion to accept the Pendleton County Treasurer’s report as presented, seconded by Squire Veirs, motion carried.

In Re: Acknowledge All Special District’s Tax Rates for 2008-2009

Judge Bertram presented the Fiscal Court with copies of all special district tax bills for 2009 except the Pendleton County School Board. Squire Wells made a motion to accept the tax rates as presented and read, seconded by Squire Veirs, motion carried.  
Information recorded as follows:

**INFORMATIONAL SHEET FOR 2008 TAX RATES  
FOR REAL ESTATE & TANGIBLE PERSONAL PROPERTY**

Please place your 2008 tax rate(s) in the box(s) below for each of these type tax(s) or place an X in the "Exempt" box if you have *voted* to exempt this type of property from taxation. Send a copy of this informational sheet to your County Clerk and send the original to Kathy Goin/Bill Lawson, Department of Revenue, Office of Property Valuation, State Valuation Branch, 501 High Street, 4<sup>th</sup> FL Sta. 32, Frankfort, Kentucky 40620. Completion of this document is important. It will insure that your jurisdiction will receive the appropriate amount of money from state based tax systems. If you have any further questions or need assistance please contact Kathy Goin at (502) 564-7099 or Bill Lawson (502) 564-7125.

Regular Taxes – In the event that any of the boxes are left blank, the Department will assume that your jurisdiction has not established a tax rate for the 2008 tax year. Optional Taxes – In the event that any of the boxes are left blank, the regular local tax rates will be applied.

**Tax Year 2008**

Regular Taxes	Tax Rate per \$100	Tax Exempt ?
Real Estate	2.10	
Personal Property	2.50	

Optional Taxes	Tax Rate per \$100	Tax Exempt ?
Personal Aircraft (line 40)		
Documented Watercraft (line 41)		
Merchants Inventory (line 31)		
Inventory In-Transit (line 36)		

- Please note that the Documented Watercraft is different from watercraft *registered* in Kentucky where tax is paid to the local county clerk.

**THIS SECTION MUST BE COMPLETED!**

Taxing Jurisdiction Name: Pendleton County Mental Health

Contact Person: Henry W. Bertram

Address: 233 Main Street

Address: Room 4

City, State Zip: Falmouth, KY 41040

Phone Number: 859-654-4321

Fax Number: 859-654-5047

Email: Pendjud@fuse.net

INFORMATIONAL SHEET FOR 2008 TAX RATES  
FOR REAL ESTATE & TANGIBLE PERSONAL PROPERTY

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Regular Taxes -- In the event that any of the boxes are left blank, the Department will assume that your jurisdiction has not established a tax rate for the 2008 tax year. Optional Taxes -- In the event that any of the boxes are left blank, the regular local tax rates will be applied.

Tax Year 2008

Regular Taxes	Tax Rate per \$100	Tax Exempt ?
Real Estate	5.5	
Personal Property	5.5	

Optional Taxes	Tax Rate per \$100	Tax Exempt ?
Personal Aircraft (line 40)		
Documented Watercraft (line 41)		
Merchants Inventory (line 31)		
Inventory In-Transit (line 36)		

- Please note that the Documented Watercraft is different from watercraft registered in Kentucky where tax is paid to the local county clerk.

THIS SECTION MUST BE COMPLETED!

Taxing Jurisdiction Name: Three Rivers Health District - Pendleton County

Contact Person: \_\_\_\_\_

Address: 510 S. Main Street

Address: \_\_\_\_\_

City, State Zip Owenton, KY 40359

Phone Number: 502-484-3412

Fax Number: 502-484-0864

Email: \_\_\_\_\_



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Regular Taxes -- In the event that any of the boxes are left blank, the Department will assume that your jurisdiction has not established a tax rate for the 2008 tax year. Optional Taxes -- In the event that any of the boxes are left blank, the regular local tax rates will be applied.

Tax Year 2008

Regular Taxes	Tax Rate per \$100	Tax Exempt ?
Real Estate	6.0	
Personal Property	11.25	

Optional Taxes	Tax Rate per \$100	Tax Exempt ?
Personal Aircraft (line 40)		
Documented Watercraft (line 41)		
Merchants Inventory (line 31)		
Inventory In-Transit (line 36)		

- Please note that the Documented Watercraft is different from watercraft registered in Kentucky where tax is paid to the local county clerk.

THIS SECTION MUST BE COMPLETED!

Taxing Jurisdiction Name: Pendleton County Public Library

Contact Person: Janelle K. Garner, President

Address: 228 Main Street

Address: \_\_\_\_\_

City, State Zip Falmouth, KY 41040

Phone Number: 859-654-8535

Fax Number: \_\_\_\_\_

Email: \_\_\_\_\_



INFORMATIONAL SHEET FOR 2008 TAX RATES  
FOR REAL ESTATE & TANGIBLE PERSONAL PROPERTY

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Regular Taxes -- In the event that any of the boxes are left blank, the Department will assume that your jurisdiction has not established a tax rate for the 2008 tax year. Optional Taxes -- In the event that any of the boxes are left blank, the regular local tax rates will be applied.

Tax Year 2008

Regular Taxes	Tax Rate per \$100	Tax Exempt ?
Real Estate	1.2	
Personal Property		

Optional Taxes	Tax Rate per \$100	Tax Exempt ?
Personal Aircraft (line 40)		
Documented Watercraft (line 41)		
Merchants Inventory (line 31)		
Inventory In-Transit (line 36)		

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THIS SECTION MUST BE COMPLETED!

Taxing Jurisdiction Name: Pendleton County Soil Conservation District

Contact Person: Leslie Herbst, Chairperson

Address: 400 Main Street

Address: \_\_\_\_\_

City, State Zip Falmouth, KY 41040

Phone Number: 859-654-3376

Fax Number: 859-654-3375

Email: \_\_\_\_\_



INFORMATIONAL SHEET FOR 2008 TAX RATES  
FOR REAL ESTATE & TANGIBLE PERSONAL PROPERTY

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Regular Taxes -- In the event that any of the boxes are left blank, the Department will assume that your jurisdiction has not established a tax rate for the 2008 tax year. Optional Taxes -- In the event that any of the boxes are left blank, the regular local tax rates will be applied.

Tax Year 2008

Regular Taxes	Tax Rate per \$100	Tax Exempt ?
Real Estate	15.0	
Personal Property	15.0	

Optional Taxes	Tax Rate per \$100	Tax Exempt ?
Personal Aircraft (line 40)		
Documented Watercraft (line 41)		
Merchants Inventory (line 31)		
Inventory In-Transit (line 36)		

- Please note that the Documented Watercraft is different from watercraft *registered* in Kentucky where tax is paid to the local county clerk.

THIS SECTION MUST BE COMPLETED!

Taxing Jurisdiction Name: Northern Pendleton Fire District

Contact Person: Don Baker, Treasurer

Address: 5900 Highway 154

Address: \_\_\_\_\_

City, State Zip Butler, KY 41006

Phone Number: 859-472-5127

Fax Number: \_\_\_\_\_

Email: dbaker@blueone.net



INFORMATIONAL SHEET FOR 2008 TAX RATES  
FOR REAL ESTATE & TANGIBLE PERSONAL PROPERTY

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Regular Taxes -- In the event that any of the boxes are left blank, the Department will assume that your jurisdiction has not established a tax rate for the 2008 tax year. Optional Taxes -- In the event that any of the boxes are left blank, the regular local tax rates will be applied.

Tax Year 2008

Regular Taxes	Tax Rate per \$100	Tax Exempt ?
Real Estate	20.0	
Personal Property	20.0	

Optional Taxes	Tax Rate per \$100	Tax Exempt ?
Personal Aircraft (line 40)		
Documented Watercraft (line 41)		
Merchants Inventory (line 31)		
Inventory In-Transit (line 36)		

- Please note that the Documented Watercraft is different from watercraft *registered* in Kentucky where tax is paid to the local county clerk.

THIS SECTION MUST BE COMPLETED!

Taxing Jurisdiction Name:	Kenton Fire Protection District
Contact Person:	Thomas A. Wietholter, Attorney
Address:	3973 Rich Road
Address:	
City, State Zip	Morningview, KY 41063
Phone Number:	
Fax Number:	
Email:	

KentuckyUnbridledSpirit.com



An Equal Opportunity

INFORMATIONAL SHEET FOR 2008 TAX RATES  
FOR REAL ESTATE & TANGIBLE PERSONAL PROPERTY

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Regular Taxes -- In the event that any of the boxes are left blank, the Department will assume that your jurisdiction has not established a tax rate for the 2008 tax year. Optional Taxes -- In the event that any of the boxes are left blank, the regular local tax rates will be applied.

Tax Year 2008

Regular Taxes	Tax Rate per \$100	Tax Exempt ?
Real Estate	3.6	
Personal Property	6.26	

Optional Taxes	Tax Rate per \$100	Tax Exempt ?
Personal Aircraft (line 40)		
Documented Watercraft (line 41)		
Merchants Inventory (line 31)		
Inventory In-Transit (line 36)		

- Please note that the Documented Watercraft is different from watercraft *registered* in Kentucky where tax is paid to the local county clerk.

THIS SECTION MUST BE COMPLETED!

Taxing Jurisdiction Name:	Pendleton County Extension Service
Contact Person:	Val Shields, Extension Agent
Address:	45 David Fribble Drive
Address:	
City, State Zip	Falmouth, KY 41040
Phone Number:	859-654-3395
Fax Number:	
Email:	

KentuckyUnbridledSpirit.com



An Equal Opportunity

In Re: Set Ambulance Mileage Rates equal to Medicare Rates:

Judge Bertram presented the court with a request from Lisa Tolbert of MCA regarding the rate Pendleton County charges for mileage for Ambulance runs. It was suggested that the rate be increased to \$8.50 per mile. Squire Veirs made a motion to increase the mileage to \$8.50, seconded by Squire Whaley, motion carried.

CREDIT AGENCIES

**Subject:** CREDIT AGENCIES  
**From:** "Lisa Tolbert" <lisatolbert@mcawv.com>  
**Date:** Thu, 14 Aug 2008 12:31:49 -0400  
**To:** "VICKY KING" <vking\_3280@fuse.net>

Here are the agencies I have gotten so far.....

CBCF 800-537-6881  
United Collections Bureau 866-623-4094  
NCO Financial 800-727-0691 (Nicole)  
Credit Bureau Systems 800-777-4306 Direct line to Meg Parry 859-252-0011 Ext. 239  
Atty Llyod & McDaniel 502-585-1880 (this group states they have gotten the best results from them compared to other agencies they have used)

Also, we need to get your Mileage rate increased. You guys are charging \$7.50 and Medicare is allowing almost all of that. It needs to be raised to at least \$8.50 if not \$9.00. If you have any questions, just give me a call.

Thanks,

Lisa Tolbert  
MCA

Internal Virus Database is out of date.  
Checked by AVG.  
Version: 8.0.100 / Virus Database: 270.4.1/1522 - Release Date: 6/27/2008 8:27 AM

<b>Content-Description:</b> "AVG certification"
<b>Part 1.2 Content-Type:</b> text/plain
<b>Content-Encoding:</b> quoted-printable

**In Re: Senior Citizens Transportation Update**

Judge Bertram informed the court that he is very pleased with the contract between SSNK and Pendleton County for transportation for Pendleton County Senior Citizens. The new contract is for the next ten months.

This is was for informational purposes only, no action taken.

**In Re: PCJPC determination with Fiscal Court request to Add/Change text in Zoning Ordinance dealing with mining**

Judge Bertram presented a letter from NKAPC regarding the Pendleton County Joint Planning Commission’s action taken at its meeting on August 25, 2008, relative to a request for review of proposed text amendments.

Judge Bertram ask for a motion to approve recommendations made by staff to Pendleton County Joint Planning Commission, along with changes and additions made by Pendleton County Joint Planning Commission as set forth in Northern Kentucky Area Planning Commission’s letter dated 08-26-08 and attachments thereto.

Squire Veirs made a motion to accept these recommendations, changes and additions, seconded by Squire Fogle, motion carried.



Building Codes Administration • Infrastructure Engineering • Current Planning • LINK GIS Administration • Long-Range Planning

August 26, 2008

Judge/Executive and County Magistrates  
Pendleton County Fiscal Court  
233 Main Street Room 4  
Falmouth, Kentucky 41040

Dear Judge/Executive and County Magistrates:

NUMBER PC-08-07-01

Attached please find a copy of the Pendleton County Joint Planning Commission's action taken at its meeting on August 25, 2008, relative to a request for review of proposed text amendments.

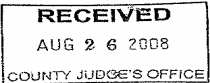
Copies of the Commission's action have been sent to the applicant and those persons or agencies which may be affected by this matter.

If you have any questions regarding this issue, please do not hesitate to contact us. Thank you.

Sincerely,

Michael D. Schwartz, AICP  
Deputy Director, Current Planning

MS/db  
attachments



Dennis Andrew Gordon, FAICP, Executive Director  
2332 Royal Drive, Fort Mitchell, Kentucky 41017-2088 P 859.331.8980 F 859.331.8987 www.nkapc.org

PC-08-07-01 Pendleton County Fiscal Court – Proposed Text Amendments

2

**PENDLETON COUNTY JOINT PLANNING COMMISSION  
STATEMENT OF RECOMMENDATION**

NUMBER: PC-08-07-01

**WHEREAS**

The Pendleton County Fiscal Court, per Judge/Executive Henry W. Bertram, HAS SUBMITTED AN APPLICATION REQUESTING THE PENDLETON COUNTY JOINT PLANNING COMMISSION TO REVIEW AND MAKE RECOMMENDATIONS ON: Proposed text amendments to the Pendleton County Zoning Ordinance: (1) allowing for the excavation, movement of soil, tree removal, and erosion and sedimentation controls for mining and underground mining uses; (2) allowing for the repair and maintenance of nonconforming buildings and structures; (3) allowing mining related buildings or structures to be exempted from height limitations; (4) adding underground mining to the list of permitted uses within the Rural (R) Zone; (5) adding underground mining to the list of permitted uses within the Business (B) Zone; (6) adding mining and underground mining to the list of permitted uses within the Intensive (I) Zone; (7) modifying the existing definition of mining; and (8) adding a new definition for underground mining, AND

**WHEREAS**

A PUBLIC HEARING WAS HELD ON THIS APPLICATION ON MONDAY, AUGUST 25, 2008, AT 7:00 P.M., IN THE PENDLETON COUNTY COURTHOUSE COMMUNITY ROOM, 233 MAIN STREET, FALMOUTH, KENTUCKY; AND A RECORD OF THAT HEARING IS ON FILE AT THE OFFICES OF THE PENDLETON COUNTY FISCAL COURT, 233 MAIN STREET, FALMOUTH, KENTUCKY.

**NOW, THEREFORE,**

THE PENDLETON COUNTY JOINT PLANNING COMMISSION SUBMITS THE FOLLOWING ACTION, ALONG WITH SUPPORTING INFORMATION AND COMPREHENSIVE PLAN DOCUMENTATION:

**PENDLETON COUNTY JOINT PLANNING COMMISSION RECOMMENDATION:**

To approve the proposed text amendments, but only subject to compliance with the following conditions:

1. That the definition of Underground Mining be revised to read as follows:

UNDERGROUND MINING: Underground Mining is Mining where all of the Mining activity is conducted three hundred (300) feet or more below the natural contour of the surface of the property except for ventilation shafts, utilities, and related structures to ventilation shafts and utilities, including fences, on or leading to the surface.

2. That an additional Other Development Control be added to the Rural (R) and Business (B) Zones to read as follows:

- Any ventilation shafts, utilities, and related structures and equipment associated with underground mining shall be set back a minimum of one hundred (100) feet from any dwelling or other structure.
3. That an additional Other Development Control be added to the Rural (R) Zone to read as follows:
- Att D Section 7 PAR F (4) Page 12*
- Noise from ventilation shafts and utilities related to underground mining shall be controlled by reasonably available controlled technology.

COMPREHENSIVE PLAN DOCUMENTATION:

- Date of Adoption by the Pendleton County Joint Planning Commission: July 2006.

SUPPORTING INFORMATION/BASES:

1. The proposed text amendments, except as noted under conditions, are allowed to be included within the text of the zoning ordinance as authorized by Kentucky Revised Statute (KRS) 100.203(1).
2. The proposed text amendments, except as noted under conditions, are reasonable and appropriate. The current zoning ordinance was adopted on June 24, 2008, and became effective on July 1, 2008. It is the understanding of the NKAPC staff that the current zoning ordinance was written to accommodate mining activities since an existing mining company is one of the largest employers within the county. The proposed text amendments will clarify language that was erroneously omitted. The proposed language will continue the intent of the fiscal court to accommodate mining activities within the county.
3. The proposed amendment allowing for the repair and maintenance of nonconforming buildings and structures when the construction or expansion is required to comply with a law, regulation, order, or directive of the state or federal government is reasonable in that it will only allow such enlargements when there are circumstances beyond the owner’s control.
4. The proposed definition of Underground Mining contains language that would require ventilation shafts, utilities, and related structures and equipment to be set back a minimum of one hundred (100) feet from an existing dwelling or other structure. This language provides for a regulation rather than a definition. To provide: (1) a true definition; and (2) regulations pertaining to location, it is recommended that:
  - a. The definition of Underground Mining be revised to read as follows:

UNDERGROUND MINING: Underground Mining is Mining where all of the Mining activity is conducted three hundred (300) feet or more below the natural

- contour of the surface of the property except for ventilation shafts, utilities, and related structures and equipment on or leading to the surface.
- b. That an additional Other Development Control be added to the Rural (R) and Business (B) Zones to read as follows:
- Any ventilation shafts, utilities, and related structures and equipment associated with underground mining shall be set back a minimum of one hundred (100) feet from any dwelling or other structure.

ATTACHMENT A  
PC-08-07-01

Proposed Text Amendment To The Pendleton County Zoning Ordinance  
Words to be added are underlined – Words to be deleted are lined through

ARTICLE 6 GENERAL REGULATIONS

SECTION 6.4 EXCAVATION, MOVEMENT OF SOIL, TREE REMOVAL, AND EROSION AND SEDIMENTATION CONTROL

- A. Except for Agricultural use, Mining use, Underground Mining use, and use as a Sanitary Landfill in accordance with proper permits issued by the Commonwealth of Kentucky and operated in accordance with Section 6.18 of this Ordinance, no person or entity shall undertake grading (as defined below for use in this Section ~~alone~~ and Section 11.1, A., of this Ordinance), without first insuring that all requirements of the Subdivision Regulations, if applicable, and other requirements of this Ordinance have been fulfilled and then obtaining a permit from the Zoning Administrator. The primary purpose of this permit requirement is to engage a builder or developer early in the project of their need to come into compliance with this Ordinance and alert the Zoning Administrator of a planned project. “Grading” as used in this Section shall be defined as stripping, excavating, filling, or otherwise moving soil, trees, or other vegetation of a parcel of land for the purpose of preparing the lot for development of the property or construction of buildings or structures, excluding minor changes such as: the filling of small depressions, removal of vegetation which is diseased or endangering the public safety, or minor earth moving projects for drainage improvement, lawn maintenance or beautification.
- B. The Zoning Administrator may issue the required permit after determining that the resulting change in grade, or removal of trees and other vegetation, in the affected area will be in conformance with all applicable provisions of this Ordinance. The provisions of this section shall not be construed to prohibit normal excavation or grading incidental to the construction or alteration of a building on the premises for which a building permit has been granted as required otherwise in this Ordinance or for any use that would constitute an agriculture activity.
- C. Erosion and Sedimentation Control: Erosion and sedimentation controls for excavation, movement of soil, and tree removal, shall be planned and applied according to the following:
  - 1. The smallest practical area of land shall be exposed at any one time during development.
  - 2. When land is exposed during development, the exposure shall be kept to the shortest practical period of time.

- 3. Temporary vegetation and/or mulching shall be used to protect critical areas exposed during development.
- 4. Sediment basins (debris basins or silt traps) shall be installed and maintained to remove sediment from run-off waters from land undergoing development.
- 5. Provisions shall be made to accommodate the increased run-off caused by changed soil and surface conditions during and after development.
- 6. Permanent final vegetation and structures shall be installed as soon as practical in the development.
- 7. The development shall be fitted to the topography and soils so as to create the least erosion potential.
- 8. Wherever feasible, natural vegetation shall be retained and protected.



ATTACHMENT B  
PC-08-07-01

Proposed Text Amendment To The Pendleton County Zoning Ordinance  
Words to be added are underlined – Words to be deleted are lined through

ARTICLE 6 GENERAL REGULATIONS

SECTION 6.8 NONCONFORMING LOTS, NONCONFORMING USES,  
NONCONFORMING STRUCTURES, REPAIRS AND MAINTENANCE:

- A. NONCONFORMING LOTS OF RECORD:
- 1. Any lot of record which does not meet the requirements of this Ordinance shall be considered a nonconforming lot of record.
  - 2. Nonconforming lots of record which have been in effect at the time of adoption of this Ordinance, and do not meet the minimum lot size requirements of this Ordinance shall be permitted to be sold and developed as recorded. However, the lot must be developed in conformance with all other minimum yard setback requirements of this Ordinance. Variances of any requirements other than the square footage of a lot or lot size shall be obtained only through action of the Board of Adjustment as provided in this Ordinance. In the event that the area cannot be reasonably served by a public sanitary sewer system as determined by the Pendleton County Health Department or Three Rivers Health District, on-site sewage disposal may be permitted provided that such a system is designed and constructed in accordance with the regulations of the applicable state and local agencies.
- B. NONCONFORMING USES:
- 1. CONTINUANCE: Except as herein provided, the lawful use of any structure or land existing at the time of the adoption of this Ordinance may be continued although such use does not conform to the provisions of this Ordinance; it shall become a legal nonconforming use. However, no nonconforming use or structure may be enlarged or extended beyond the scope and area of its operation at the time it becomes a legal nonconforming use, unless and until the use is brought into conformance with all provisions of this Ordinance. For purposes of this provision only, "Use" shall include Sanitary Landfills that have been specifically approved or sanctioned by the County, or for which development plans, license or permit applications or requests for applicable regulatory approval have been submitted prior to the adoption of this Ordinance, and such approvals, permits or licenses have been issued or are subsequently issued for such use of the land, or for which preliminary or final development, excavation or construction has commenced prior to the adoption of this Ordinance. Abandonment of a nonconforming use shall terminate the right to further continue the use. Discontinuance of a nonconforming use for a period of one year shall be deemed an abandonment. Where a use has been discontinued due to structural damage beyond the owners' control or due to governmental action, the Board of Adjustment may, upon prior request by the owner, one time grant a six (6) month extension of the one year period.
  - 2. USES EXISTING ILLEGALLY: As provided in KRS 100.253(3), any use which has existed illegally and does not conform to the provisions of the zoning regulations, and has been in continuous existence for a period of (10) ten years, and which has not been the subject of any adverse order or other adverse action by the administrative official during said period, shall also be deemed a legal nonconforming use.
  - 3. CHANGE FROM ONE NONCONFORMING USE TO ANOTHER: A nonconforming use may be changed from one nonconforming use to another subject to the requirements of this Ordinance.
  - 4. ZONE CHANGE: The foregoing provisions shall apply to uses which become legally nonconforming due to zone changes which take place thereafter.
- C. NONCONFORMING STRUCTURES:
- 1. CONTINUANCE: Except as herein provided, any lawful nonconforming structure, existing at the time of adoption or amendment of this Ordinance, may be occupied, operated, and maintained in a state of good repair, but no nonconforming structure shall be enlarged or extended beyond the scope and area of its operation unless the enlargement or extension can be, and is, made in compliance with all of the provisions of this Ordinance.
  - 2. ZONE CHANGE: The foregoing provisions shall apply to structures which become legally nonconforming due to zone changes which take place thereafter.
- D. REPAIRS AND MAINTENANCE: On any building devoted in whole, or in part, to any nonconforming use, work may be done on ordinary repairs, or on repair or replacement of nonbearing walls, fixtures, wiring, or plumbing, provided that the cubic content of the building, as it existed at the time of passage or amendment of this Ordinance which rendered it nonconforming, shall not be increased. Nothing in this Ordinance shall be deemed to prevent the strengthening or restoring, to a safe condition, of any building, structure, or part thereof, declared to be unsafe by any official charged with protecting the public health and safety or the construction or expansion of any building or structure required to comply with a law, regulations, order or directive of the state or federal government.
- E. VESTED RIGHTS: Nothing in this Ordinance shall be deemed to prevent the lawful use of land or the construction or expansion of any building or structure where prior to the enactment of this Ordinance the property owner has in good faith substantially entered

upon the performance of the series of acts necessary to the accomplishments of the end intended.

**ATTACHMENT C**  
PC-08-07-01

Proposed Text Amendment To The Pendleton County Zoning Ordinance  
Words to be added are underlined – Words to be deleted are lined through

**ARTICLE 6 GENERAL REGULATIONS**

**SECTION 6.9 EXCEPTIONS TO HEIGHT LIMITS:** The height limitations of this Ordinance shall not apply to such things as church spires, various types of towers, stacks, other related structures, and necessary mechanical appurtenances, etc., or mining related buildings or structures, provided their construction is in accordance with existing or hereafter adopted ordinances of the legislative body, and is approved, when required, by the Federal Aviation Agency and the Federal Communication Commission, or state or federal regulatory agencies, if applicable.

ATTACHMENT D  
PC-08-07-01

Proposed Text Amendment To The Pendleton County Zoning Ordinance  
Words to be added are underlined – Words to be deleted are lined through

ARTICLE 7 REGULATION FOR ZONES

SECTION 7.0 RURAL (R) ZONE:

- A. PURPOSE: The purpose of this district is to establish and preserve areas for agricultural, horticultural, and residential uses without permitting an type of development which would have an adverse impact upon the vitality, uses, assets or character of agricultural and residential uses in the area. The Rural Zone shall be designated by the color “Green” on the zoning map.
- B. PERMITTED USES:
1. Single family, two family and multi-family dwelling units.
  2. Farms of crops and livestock.
  3. Hunting.
  4. Riding and boarding stables.
  5. Bed and Breakfast facilities, as regulated by Section 6.19 of this Ordinance.
  6. Churches and other buildings for the purpose of religious worship.
  7. Underground Mining.
- C. ACCESSORY USES: Accessory uses, buildings and structures customarily incidental and subordinate to any of the Permitted uses.
1. Privately-owned parking and garage.
  2. Fences and walls.
  3. Buildings such as storage sheds, greenhouses, gazebos.
  4. Storage of recreational vehicles.
  5. Privately-owned recreational activities (not operated as a business).
  6. Privately-owned stables or other keeping and use of pets and animals.
  7. Offices for farm management and administration of agriculture services offered on the farm premises.
  8. Accessory dwelling units.
  9. Signs.
  10. Home occupations, as regulated by Section 6.7 of this Ordinance.
  11. Swimming pools, as regulated by Section 6.12 of this Ordinance.
- D. CONDITIONAL USES: The following uses or any customary accessory buildings and uses, subject to the approval by the Board of Adjustment, as set forth in this Ordinance:

1. Cemeteries.
  2. Day care centers (Child or Adult).
  3. Libraries.
  4. Nursery schools and child day care facilities.
  5. Public and parochial schools.
  6. Publicly or privately owned and/or commercially-operated parks, playgrounds, golf courses, community recreational centers, swimming pools, tennis courts/clubs, fishing lakes, gun clubs and ranges, horse riding arenas, paintball fields, canoe rentals and petting zoos.
  7. Funeral homes.
  8. Meat processing plants, including slaughterhouses.
  9. Kennels.
  10. Repair and sales of agricultural equipment and supplies.
  11. Farmers markets.
  12. Recreation vehicle camping grounds provided such living arrangements are of a transient or seasonal use and such use meets the requirements of KRS 219.310-KRS 219-410.
  13. Home occupations conducted in an accessory structure, otherwise meeting the requirements of Section 6.7 of this Ordinance.
  14. Privately-owned recreational activities (operated as a business).
- E. AREA AND HEIGHT REGULATIONS FOR PERMITTED AND CONDITIONAL USES:
1. Minimum Lot Area – no minimum requirement, except as needed to meet the requirements of this Ordinance and to meet the requirements for septic on the site as regulated by the Pendleton County Health Department or Three Rivers Health District.
  2. Minimum Front Yard Depth – Fifty (50) feet.
  3. Minimum Side Yard Width, on Each Side of Lot – Five (5) feet.
  4. Minimum Rear Yard Depth – Five (5) feet.
  5. Minimum Setback from U.S. Highway 27, regardless whether it is front, side or rear yard – One Hundred Twenty-five (125) feet.
- F. OTHER DEVELOPMENT CONTROLS:
1. Off-street parking of two spaces for every dwelling unit shall be provided, and such additional spaces reasonably calculated to provide for the regular use of the property, or as otherwise required by this Ordinance.
  2. No lighting shall be permitted which would glare onto any street.
  3. Land used solely for agricultural purposes shall have a front yard depth of a minimum of fifty (50) feet, from any existing or proposed street or highway.

ATTACHMENT E  
PC-08-07-01

Proposed Text Amendment To The Pendleton County Zoning Ordinance  
Words to be added are underlined – Words to be deleted are lined through

ARTICLE 7 REGULATION FOR ZONES

SECTION 7.2 BUSINESS (B) ZONE:

- A. PURPOSE: The purpose of the Business Zone is to allow various commercial and industrial uses which are not permitted in the Rural Zone, but generally operate within a completely enclosed building. The Business Zone shall be designated by the color “Yellow” on the zoning map.
- B. PERMITTED USES: The following uses are permitted in the Business Zone (except that Scrap Metal facilities, Salvage Yards, Material Recycling, and Landfills shall be specifically excluded from this Zone):
  - 1. All commercial retail and service uses, including stores and shops.
  - 2. All industrial uses, including manufacturing, processing and assembly.
  - 3. All office uses.
  - 4. Billboards.
  - 5. Schools, government buildings, police and fire stations, libraries.
  - 6. Community centers, including day care facilities.
  - 7. Commercial recreation facilities.
  - 8. Churches and other buildings for the purpose of religious worship.
  - 9. All uses listed as conditional uses in the Rural Zone.
  - 10. Underground Mining.
- C. ACCESSORY USES:
  - 1. Customary accessory structures and uses, including operations required to maintain or support any use permitted in this zone on the same lot as the permitted use.
  - 2. Fences and/or walls.
  - 3. Signs.
  - 4. One (1) dwelling unit of the property owner, owner-operator, manager or employee of the business.
  - 5. Gas pumps
  - 6. Outdoor display for sale of vehicles and farm implements.
- D. CONDITIONAL USES: The following uses or any customary accessory buildings and uses, subject to the approval by the Board of Adjustment, as set forth in this Ordinance:

- 1. Outdoor storage of product or materials (except vehicles and farm implements).
  - 2. Any outdoor business operation (except gas pumps, Scrap Metal facilities, Salvage Yards, Material Recycling, and Landfills).
  - 3. Kennels.
- E. AREA AND HEIGHT REGULATIONS FOR PERMITTED AND CONDITIONAL USES:
  - 1. Minimum Lot Area – no minimum requirement.
  - 2. Minimum Front Yard Depth - Seventy-five (75) feet.
  - 3. Minimum Side Yard Width, on Each Side of Lot - Five (5) feet.
  - 4. Minimum Rear Yard Depth - Five (5) feet.
  - 5. Maximum Building Height – Forty (40) feet.
  - 6. Minimum Setback from U.S. Highway 27, regardless whether it is front, side or rear yard – One Hundred Twenty-five (125) feet.
- F. OTHER DEVELOPMENT CONTROLS:
  - 1. Off-street parking as regulated by Article 8.
  - 2. No lighting shall be permitted which would glare onto any street or any adjacent property.
  - 3. Except as otherwise permitted herein, no outdoor storage of any materials, supplies, or products shall be permitted in this zone.
  - 4. All business activities permitted within this zone shall be conducted within a completely enclosed building, with the exception of recreational activities.
  - 5. No use producing emissions or that otherwise impacts ambient air quality beyond the boundary lines of the property not otherwise allowed by existing federal, state or local regulations shall be permitted.
  - 6. Off Street loading and unloading area as regulated by Article 9.
  - 7. All business operations shall be screened from adjacent residential uses.

ATTACHMENT F  
PC-08-07-01

Proposed Text Amendment To The Pendleton County Zoning Ordinance  
Words to be added are underlined – Words to be deleted are lined through

ARTICLE 7 REGULATION FOR ZONES

SECTION 7.3 INTENSIVE (I) ZONE:

- A. PURPOSE: The purpose of the Intensive Zone is to allow various commercial and industrial uses not permitted in the Rural or the Business Zone, including outdoor business operations and storage. The Intensive Zone shall be designated by the color “Red” on the zoning map.
- B. PERMITTED USES:
  - 1. All commercial retail and service uses, including stores and shops.
  - 2. All industrial uses, including manufacturing, processing and assembly.
  - 3. All office uses.
  - 4. Billboards.
  - 5. Schools, government buildings, police and fire stations, libraries.
  - 6. Community centers, including day care facilities.
  - 7. Commercial recreation facilities.
  - 8. Churches and other buildings for the purpose of religious worship.
  - 9. All uses listed as conditional uses in the Rural Zone and Business Zone.
  - 10. Scrap Metal facilities, Salvage Yards, Material Recycling, and Landfills existing at the adoption of this Ordinance.
  - 11. Mining and Underground Mining.
- C. ACCESSORY USES:
  - 1. Customary accessory structures and uses, including operations required to maintain or support any use permitted in this zone on the same lot as the permitted use.
  - 2. Fences and/or walls.
  - 3. Signs.
  - 4. One (1) dwelling unit of the property owner, owner-operator, manager or employee of the business.
- D. CONDITIONAL USES:
  - 1. Scrap Metal facilities.
  - 2. Salvage Yards.
  - 3. Material Recycling.

- 4. Landfills.
  - 5. Kennels.
- E. AREA AND HEIGHT REGULATIONS FOR PERMITTED USES AND CONDITIONAL USES:
  - 1. Minimum Lot Area – no minimum requirement.
  - 2. Minimum Front Yard Depth - Seventy-five (75) feet.
  - 3. Minimum Side Yard Width, on Each Side of Lot - Fifty (50) feet.
  - 4. Minimum Rear Yard Depth - Fifty (50) feet.
  - 5. Maximum Building Height - Forty (40) feet.
  - 6. Minimum Setback from U.S. Highway 27, regardless whether it is front, side or rear yard – One Hundred Twenty-five (125) feet.
- F. OTHER DEVELOPMENT CONTROLS:
  - 1. Off-street parking of one spaces for every employee at the largest shift shall be provided, and such additional spaces reasonably calculated to provide for the regular use of the property.
  - 2. No lighting shall be permitted which would glare onto any street or any adjacent property.
  - 3. No use producing emissions or that otherwise impacts ambient air quality beyond the boundary lines of the property not otherwise allowed by existing federal, state or local regulations shall be permitted.
  - 4. Off Street loading and unloading area shall be provided.
  - 5. All business operations shall be screened from adjacent residential uses.

ATTACHMENT G  
PC-08-07-01

Proposed Text Amendment To The Pendleton County Zoning Ordinance  
Words to be added are underlined – Words to be deleted are lined through

ARTICLE 15 DEFINITIONS

SECTION 15.0 WORDS AND PHRASES: For the purposes of this Ordinance, certain terms, phrases, words, and their derivatives are herewith defined as follows:

MINING: Mining includes the development, drilling, blasting, extraction, severing, milling, crushing, screening, conveying, sizing, washing and processing of minerals, limestone, sand, gravel, coal, and other materials; operation maintenance and repair of mining and processing equipment and facilities; transportation of materials within, to and from the mine property; processing, manufacturing, and production of products, byproducts, waste and other materials, including lime, lime products, and stone products; dredging; filling; grading; paving; research, development, and analysis; purchase and sale of materials; and storage and disposal, on the surface and underground, of products, byproducts, waste, and other materials generated at the mine property or generated by any source at any other location.

UNDERGROUND MINING: Underground Mining is Mining where all of the Mining activity is conducted three hundred (300) feet or more below the natural contour of the surface of the property except for ventilation shafts, utilities, and related structures and equipment on or leading to the surface, none of which may be constructed within one hundred (100) feet of an existing Dwelling Unit or other structure.

Section  
1 goes  
here

**In Re: Update on Zoning Office and how Citizens are Engaging the Zoning Process**

Judge Bertram updated the Fiscal Court on the operations of the zoning office and how the citizens are engaging the zoning process. Discussion was held regarding the cooperation between the zoning office and the citizens of Pendleton County and how well things are working up to this point.

This was for informational purposes only, no action taken.

**In Re: Acknowledge Receiving a New CMRS Grant in the Amount of \$159,000.00**

Judge Bertram presented the Fiscal Court with a copy of a news release from Governor Beshear announcing funding to improve 911 services across Kentucky. Pendleton County has been awarded \$159,637.17 to use to upgrade 911 services and to improve the effectiveness and reliability of landlines and wireless 911.

This was for informational purposes only, no action taken.



08/20/2008 07:35 8596546547

PC EMERGENCY MNGT

PAGE 01/02



Commonwealth of Kentucky  
Office of the Governor

FOR IMMEDIATE RELEASE

Contact: Jay Blanton  
502-564-2611  
502-330-2802

Jill Midkiff  
502-564-2611  
502-330-1185

**Governor Beshear announces funding to improve 911 services  
across Kentucky**

FRANKFORT, Ky. (August 15, 2008) – Kentucky Governor Steve Beshear today announced the awarding of \$1,449,548.76 in 911 grants; awards designed to enhance public safety services at Kentucky’s 911 centers. The 2008 CMRS Grant Fund awards were provided to 15 local communities and agencies across the Commonwealth to upgrade 911 services and to improve the effectiveness and reliability of landline and wireless 911.

“Nine-one-one upgrades through the Commercial Mobile Radio Service Emergency Telecommunications Board are absolutely essential in helping protect our residents and guests. This latest effort, with emphasis on greatest statewide need, is further evidence of my emphasis on “taking care of Kentuckians first,” said Gov. Beshear.

The following communities are the recipients of the 911 Grant funds:

- Allen County Fiscal Court – \$17,547.50
- Oldham County Fiscal Court – \$146,000.00
- Breckinridge County Fiscal Court – \$18,388.00
- Logan County Fiscal Court – \$139,173.36
- Bell County Fiscal Court – \$22,232.63
- Pendleton County Fiscal Court – \$159,637.17
- Menifee County Fiscal Court – \$68,549.00
- Jessamine County E911 Central Communications – \$52,859.50
- North Pennyrite E911 Board – \$435,912.00

- City of Campbellsville – \$35,214.23
- Lexington/Fayette Urban County Government – \$177,015.00
- Kentucky State Police – \$32,788.21
- City of Prestonsburg – \$22,091.04
- City of Georgetown – \$60,076.00
- City of Owensboro – \$62,065.12

Grant awards presented by the Commercial Mobile Radio Service Emergency Telecommunications Board (CMRS) are designed to facilitate needed upgrades to 911 systems across the state and to support improvement of the 911 infrastructure supported by Commercial Mobile Radio Service wireless carriers throughout Kentucky.

The CMRS Board and The Office of the 911 Coordinator are administratively attached to the Kentucky Office of Homeland Security. #

#### **In Re: Reduction to Road Fund of \$63,000.00**

Judge Bertram presented the Fiscal Court with a copy of a Memorandum from Tony Wilder, Commissioner with the Governor's Office for Local Development, regarding fiscal year 2008 Truck License Distribution. The truck license distribution is an amount that is given to Fiscal Court's annually at the Budget Work Shop. This year the amount was suppose to be \$228,486.68 and due to changes in KRS 186.050(3) the amount was reduced to \$165,157.40; this caused the FY 08-09 budget to be overstated by \$63,000.00.

The Fiscal Court discussed options that could be taken to account for this shortfall in revenue. No action was taken.

FY07-08  
228,486.68



OFFICE OF THE GOVERNOR  
GOVERNOR'S OFFICE FOR LOCAL DEVELOPMENT

Steven L. Beshear  
Governor

1024 Capital Center Drive, Suite 340  
Frankfort, Kentucky 40601  
Phone (502) 573-2382  
Fax (502) 573-2939  
toll Free (800) 346-5606  
www.gold.ky.gov

Tony Wilder  
Commissioner

\$ 63,329.29

**MEMORANDUM**

**TO:** County Treasurers  
**FROM:** Tony Wilder, Commissioner *TW*  
**DATE:** August 15, 2008  
**SUBJECT:** Fiscal Year 2008 Truck License Distribution

In accordance with KRS 186.050(3), which was amended effective July 12, 2006, the annual registration fee for motor vehicles having a declared gross weight of vehicle and any towed unit of ten thousand (10,000) pounds or less, with some exceptions, was reduced to \$11.50, down from the previous annual registration fee of \$24.00 per vehicle.

This lower rate has resulted in a substantial reduction in the amount collected by the Kentucky Transportation Cabinet (KYTC) from truck license fees. In Fiscal Year 2007, the county share of these fees totaled \$25 million. In FY08, the county share totaled \$19.8 million.

Per KRS 47.020, this amount has been divided equally among Kentucky's 120 counties. The enclosed check totaling

**\$165,157.40**

represents your county's share of the FY08 motor vehicle registration fees. Revenue allocated pursuant to KRS 47.020 must be used for county road purposes only, and may not be used for general fund purposes. Surplus funds remaining at the end of the year can be carried forward into the next fiscal year as originally budgeted.

If you have any questions, please contact Kim Tompkins in the Office of State Grants at (800) 346-5606, ext. 295, or call the KYTC Department of Vehicle Regulation at (502) 564-7000.

c: Counties Branch

KentuckyUnbridledSpirit.com



An Equal Opportunity Employer M/F/D

**In Re: Discussion of Town Hall Meeting**

Discussion was held regarding the Town Hall Meeting held on Tuesday August 26, 2008 dealing with drug issues in Pendleton County. Judge Bertram stated that this had been a very informative meeting and that it is obvious that the drug problem in Pendleton County is one that needs to be addressed, and that it is going to take the involvement of all entities within the county to deal with this problem.

This was for information purposes only, no action taken.

**In Re: Closed Session per KRS 61.810(1)(c) dealing with possible litigation**

Judge Bertram stated per KRS 61.810 a closed session needed to be called to discuss possible litigation. At 7:55 PM Squire Veirs made a motion to go into closed session, seconded by Squire Whaley,

At 8:15 PM Squire Whaley made a motion to return to open session, seconded by Squire Wells, motion carried.

Pendleton County Attorney Jeff Dean stated that the Pendleton County Fiscal Court was in closed session to discuss possible litigation and that no action was taken.

**In Re: Budget Account Transfers**

Judge Bertram presented and read the Budget Account Transfers, whereupon a motion was made by Squire Whaley, seconded by Squire Wells, carried that the following Budget Account Transfers be accepted as presented. Transfers recorded as follows:



PENDLETON COUNTY FISCAL COURT  
WEDNESDAY AUGUST 27<sup>TH</sup>, 2008  
7:00 PM

COURT ORDER TRANSFERS

General Fund

Transfer from (01-9200-999) Reserve for Transfers to the following accounts:

01-5070-445	P&Z Office Supplies	\$ 400.00
01-5070-455	P&Z Petroleum Products	\$4,000.00
01-5070-551	P&Z Memberships	\$ 200.00
01-5070-573	P&Z Telephone	\$2,000.00
01-5070-574	P&Z Training	\$ 500.00
01-5070-576	P&Z Travel	\$ 900.00
01-5070-578	P&Z Utilities	\$ 600.00
01-5205-723	Animal Control Vehicle	\$ 15.00
01-5340-348	Other Social Services Program Support	\$2,000.00

Road Fund

Transfer from (02-6105-447) Road Materials to the following accounts:

02-6105-441	Machinery and Equipment	\$15,500.00
-------------	-------------------------	-------------

LGEA Fund

Transfer from (04-9200-999) Reserve for Transfers to the following accounts:

04-5136-441	Homeland Securty Machinery and Equipment	\$11,200.00
-------------	--	-------------

\_\_\_\_\_  
Henry W. Bertram  
County Judge/Executive

\_\_\_\_\_  
Vicky J. King  
Fiscal Court Clerk

Date: \_\_\_\_\_

Date: \_\_\_\_\_

In Re: Payment of Claims

Judge Bertram presented and reviewed the Payment of Claims. It was agreed that the invoice from Strauss and Troy in the general fund should not be paid, that a new invoice would be sent. Squire Wells made a motion, seconded by Squire Fogle, carried, that the following claims with the exception of the Strauss and Troy claim be allowed and ordered paid out of the following funds.

Pendleton County Fiscal Court  
Voucher Claims Register

General Fund  
From: 08/27/2008 To: 08/27/2008

Batch	Account No.	Account Name	Invoice	P.O. No.	Claim Description	Amount
Voucher No.	02-8843	Vendor	OFFICEDEPO OFFICE DEPOT		Voucher Date	08/27/2008
02-0127	01-5001-445-	CO. JUDGE/EXEC., OFFICE SUPPLIES		018329	OFFICE SUPPLIES JUDGES OFFICE	286.73
02-0127	01-5047-445-	TAX ADMINISTRATOR OFFICE SUPPLIES		018329	OFFICE SUPPLIES TAX ADMINISTRATOR	39.22
02-0127	01-5070-399-	PLANNING - COMPREHENSIVE		018329	OFFICE SUPPLIES PLANNING AND ZONING	208.37
		Printed On Check 010544			Voucher Totals	534.32
Voucher No.	02-8844	Vendor	MODERN LEA MODERN LEASING		Voucher Date	08/27/2008
02-0127	01-5001-445-	CO. JUDGE/EXEC., OFFICE SUPPLIES		018361	COPIER LEASE	425.83
		Printed On Check 010545			Voucher Totals	425.83
Voucher No.	02-8845	Vendor	ELSENER ELSENER ELECTRONICS		Voucher Date	08/27/2008
02-0127	01-5001-445-	CO. JUDGE/EXEC., OFFICE SUPPLIES	23011	018366	WIRELESS ROUTER	49.00
02-0127	01-5210-445-	OFFICE SUPPLIES SOLID WASTE	CR 23008	018366	CREDIT MEMO FOR WIRELESS ADAPTER	(24.99)
		Printed On Check 010546			Voucher Totals	24.01
Voucher No.	02-8846	Vendor	COUNTYOFFFI KACO		Voucher Date	08/27/2008
02-0127	01-5025-569-	REGISTRATION/CONFERENCES		018326	COUNTY OFFICIALS LEADERSHIP - DRINKING&WASTEWATEI	170.00
		Printed On Check 010547			Voucher Totals	170.00
Voucher No.	02-8847	Vendor	KING VICKY KING		Voucher Date	08/27/2008
02-0127	01-5040-569-	REGISTRATIONS & CONFERENCES		018364	REIMBURSE MILEAGE FOR TRAINING - 70 MILES @ .49	34.30
		Printed On Check 010548			Voucher Totals	34.30
Voucher No.	02-8849	Vendor	APA AMERICAN PLANNING ASSOCIATION		Voucher Date	08/27/2008
02-0127	01-5070-551-	P&Z MEMBERSHIPS		018372	MEMBERSHIP IN AMERICAN PLANNING ASSOCIATION	180.00
		Printed On Check 010550			Voucher Totals	180.00
Voucher No.	02-8850	Vendor	CO CLERK PENDLETON COUNTY CLERK		Voucher Date	08/27/2008
02-0127	01-5070-592-	VEHICLE - MAINTENANCE & REPAIR (P&Z)		018343	TITLE AND TRANSFER 2001 JEEP CHEROKEE	15.00
02-0127	01-5205-723-	ANIMAL CONTROL VEHICLE		018343	TITLE AND TRANSFER 2001 JEEP CHEROKEE	15.00
		Printed On Check 010551			Voucher Totals	30.00
Voucher No.	02-8851	Vendor	FAMILY FAMILY DOLLAR STORES		Voucher Date	08/27/2008
02-0127	01-5080-411-	CUSTODIAL SUPPLIES		018355	CUSTODIAL SUPPLIES	24.75
		Printed On Check 010552			Voucher Totals	24.75
Voucher No.	02-8852	Vendor	FAULKNER JOAN E. FAULKNER		Voucher Date	08/27/2008
02-0127	01-5080-411-	CUSTODIAL SUPPLIES		018360	REIMBURSEMENT FOR LAUNDRY	3.25
		Printed On Check 010553			Voucher Totals	3.25
Voucher No.	02-8853	Vendor	FLORENCE FLORENCE HEATING & AIR CONDITIONING		Voucher Date	08/27/2008
02-0127	01-5080-571-	COURTHOUSE RENEWALS & REPAIRS		018356	REPLACE A/C CONDENSING UNIT IN CO. CLERK'S OFFICE	1,128.70
		Printed On Check 010554			Voucher Totals	1,128.70

Pendleton County Fiscal Court  
Voucher Claims Register

General Fund  
From: 08/27/2008 To: 08/27/2008

Batch	Account No.	Account Name	Invoice	P.O. No.	Claim Description	Amount
Voucher No.	02-8854	Vendor	SHERIFF PENDLETON COUNTY SHERIFF		Voucher Date	08/27/2008
02-0127	01-5085-441-	CO. PROPERTIES - MACHINERY&EQUIPMENT		018357	6 RIFLES, SLINGS, AMMO	2,516.50
		Printed On Check 010555			Voucher Totals	2,516.50
Voucher No.	02-8855	Vendor	CLASSIC CA CLASSIC CABINETS		Voucher Date	08/27/2008
02-0127	01-5085-571-	CO PROPERTIES - RENEWALS & REPAIRS		018344	CABINET FOR ANNEX BUILDING	299.50
		Printed On Check 010556			Voucher Totals	299.50
Voucher No.	02-8856	Vendor	GARYMAXWEL GARY MAXWELL		Voucher Date	08/27/2008
02-0127	01-5205-573-	ANIMAL SHELTER TELEPHONE		018362	REIMBURSEMENT FOR CELL PHONE	48.00
		Printed On Check 010557			Voucher Totals	48.00
Voucher No.	02-8857	Vendor	J&N ELECTR J & N ELECTRONICS		Voucher Date	08/27/2008
02-0127	01-5205-592-	MAINTENANCE & REPAIR VEHICLE A.C.		018350	AMBER LED LIGHT & CLEAR MICROTHIN STROBE	430.37
		Printed On Check 010558			Voucher Totals	430.37
Voucher No.	02-8858	Vendor	OFFICEDEPO OFFICE DEPOT		Voucher Date	08/27/2008
02-0127	01-5210-445-	OFFICE SUPPLIES SOLID WASTE		018336	CAMERA	191.68
		Printed On Check 010559			Voucher Totals	191.68
Voucher No.	02-8859	Vendor	BUFF TRAIL BUFFALO TRAIL WATER ASSOCIATION, INC.		Voucher Date	08/27/2008
02-0127	01-5227-548-	SEWER & WATER - SPECIAL PROJECTS		018365	MILFORD ROAD WATER PROJECT	6,000.00
		Printed On Check 010560			Voucher Totals	6,000.00
Voucher No.	02-8860	Vendor	GENEKEARNS GENE KEARNS		Voucher Date	08/27/2008
02-0127	01-5420-507-	TOURISM CONTRIBUTIONS		018363	REIMBURSEMENT TOURISM TRAVEL 568 MILES @ .49 A MIL	278.32
		Printed On Check 010561			Voucher Totals	278.32
Voucher No.	02-8861	Vendor	KACO INS KACO INSURANCE AGENCY		Voucher Date	08/27/2008
02-0127	01-9100-531-	BOND PREMIUMS	B9980	018353	COUNTY TREASURER BOND 10-01-08 THRU 10-01-09	2,552.73
		Printed On Check 010562			Voucher Totals	2,552.73
18 Vouchers Printed Totalling						14,872.26

Pendleton County Fiscal Court  
Voucher Claims Register

Road Fund  
From: 08/27/2008 To: 08/27/2008

Batch	Account No.	Account Name	Invoice	P.O. No.	Claim Description	Amount
Voucher No.	02-8862	Vendor	HILLTOP		HILLTOP STONE LLC	Voucher Date 08/27/2008
02-0227	02-6105-409-	CRUSHED STONE & GRAVEL		023238	CRUSHED STONE & GRAVEL 8-01 THRU 08-19-08	1,474.33
		Printed On Check 005362				Voucher Totals 1,474.33
Voucher No.	02-8863	Vendor	CO CLERK		PENDLETON COUNTY CLERK	Voucher Date 08/27/2008
02-0227	02-6105-441-	MACHINERY AND EQUIPMENT		023265	LIEN ON 09 MACK & LICENSE ON 97 P/U	52.00
		Printed On Check 005363				Voucher Totals 52.00
Voucher No.	02-8864	Vendor	BANKOFNEW		THE BANK OF NEW YORK TRUST CO., NA	Voucher Date 08/27/2008
02-0227	02-6105-441-	MACHINERY AND EQUIPMENT		023246	REIMBURSE OVERPAYMENT ON 2009 MACK TRI-AXLE	17,015.00
		Printed On Check 005364				Voucher Totals 17,015.00
Voucher No.	02-8865	Vendor	ZEE		ZEE MEDICAL, INC. - #149	Voucher Date 08/27/2008
02-0227	02-6105-447-	ROAD MATERIALS		023244	FIRST AID SUPPLIES	72.15
		Printed On Check 005365				Voucher Totals 72.15
Voucher No.	02-8866	Vendor	BRUIN		MIKE BRUIN-BRUIN'S EXCAVATING&DEMO	Voucher Date 08/27/2008
02-0227	02-6105-447-	ROAD MATERIALS		023241	COLVINS BEND SLIP & WAGONERS FERRY DUMP	4,275.00
		Printed On Check 005366				Voucher Totals 4,275.00
Voucher No.	02-8867	Vendor	H&MTRUCK		HOWARD PYLES	Voucher Date 08/27/2008
02-0227	02-6105-447-	ROAD MATERIALS		023242	ROAD MATERIALS	15.00
		Printed On Check 005367				Voucher Totals 15.00
Voucher No.	02-8868	Vendor	TRUCK & TR		TRUCK AND TRAILER SUPPLY	Voucher Date 08/27/2008
02-0227	02-6105-447-	ROAD MATERIALS		023247	ROAD MATERIALS SUPPLIES	543.65
		Printed On Check 005368				Voucher Totals 543.65
Voucher No.	02-8869	Vendor	MAGO		MAGO CONSTRUCTION CO, INC	Voucher Date 08/27/2008
02-0227	02-6105-447-	ROAD MATERIALS		023243	BLACK TOP FOR VARIOUS COUNTY ROADS	19,039.49
		Printed On Check 005369				Voucher Totals 19,039.49
Voucher No.	02-8870	Vendor	J&N ELECTR		J & N ELECTRONICS	Voucher Date 08/27/2008
02-0227	02-6105-447-	ROAD MATERIALS		023248	ROAD MATERIALS	425.67
		Printed On Check 005370				Voucher Totals 425.67
Voucher No.	02-8871	Vendor	SCOTT-GRO		SCOTT-GROSS COMPANY, INC.	Voucher Date 08/27/2008
02-0227	02-6105-447-	ROAD MATERIALS		1097216	023253 SMALL ACETYLENE CYLINDER RENTAL	27.88
		Printed On Check 005371				Voucher Totals 27.88
Voucher No.	02-8872	Vendor	BOWEN		BOWEN FARM SUPPLY	Voucher Date 08/27/2008
02-0227	02-6105-447-	ROAD MATERIALS		023252	AUGUST PARTS AND SUPPLIES	6.80
		Printed On Check 005372				Voucher Totals 6.80
Voucher No.	02-8873	Vendor	KAFFENENBU		KAFFENBARGER TRUCK EQUIPMENT	Voucher Date 08/27/2008
02-0227	02-6105-447-	ROAD MATERIALS		679834	023251 ROAD MATERIALS	77.10
		Printed On Check 005373				Voucher Totals 77.10

Pendleton County Fiscal Court  
Voucher Claims Register

Road Fund  
From: 08/27/2008 To: 08/27/2008

Batch	Account No.	Account Name	Invoice	P.O. No.	Claim Description	Amount
Voucher No.	02-8874	Vendor	BISHOP		BISHOP BULLDOZING	Voucher Date 08/27/2008
02-0227	02-6105-447-	ROAD MATERIALS		293	023257 CLEAN UP DUMP SITE ON WAGONERS FERRY	3,040.00
		Printed On Check 005374				Voucher Totals 3,040.00
Voucher No.	02-8875	Vendor	NORTON		TIM NORTON AUTO SERVICE L.L.C.	Voucher Date 08/27/2008
02-0227	02-6105-447-	ROAD MATERIALS		14389	023258 1996 CHEVY-PU TRANSMISSION	1,970.00
		Printed On Check 005375				Voucher Totals 1,970.00
Voucher No.	02-8876	Vendor	TIM ANTROB		TIM ANTROBUS	Voucher Date 08/27/2008
02-0227	02-6105-447-	ROAD MATERIALS		023245	REIMBURSE SUPPLIES	30.16
		Printed On Check 005376				Voucher Totals 30.16
Voucher No.	02-8877	Vendor	TMS CONST.		TMS CONSTRUCTION	Voucher Date 08/27/2008
02-0227	02-6105-447-	ROAD MATERIALS		023254	NEW BOX CURB AND GUTTER ON DAVID PRIBBLE DRIVE	11,850.00
		Printed On Check 005379				Voucher Totals 11,850.00
Voucher No.	02-8878	Vendor	ARTSRENTAL		ART'S RENTAL EQUIPMENT, INC.	Voucher Date 08/27/2008
02-0227	02-6105-447-	ROAD MATERIALS		023225	RENTAL OF EXCAVATOR	4,400.00
		Printed On Check 005380				Voucher Totals 4,400.00
17 Vouchers Printed Totalling						64,314.23

Pendleton County Fiscal Court  
Voucher Claims Register

Jail Fund  
From: 08/27/2008 To: 08/27/2008

Batch	Account No.	Account Name	Invoice	P.O. No.	Claim Description	Amount
Voucher No.	02-8879	Vendor SHERIFF	PENDLETON COUNTY SHERIFF		Voucher Date	08/27/2008
02-0327	03-5101-441-	MACHINERY AND EQUIPMENT		031478	REIMBURSEMENT FOR JAILERS EQUIPMENT	168.00
		Printed On Check 004731			Voucher Totals	168.00
Voucher No.	02-8880	Vendor GALLSINC	GALLS INCORPORATED		Voucher Date	08/27/2008
02-0327	03-5101-481-	STAFF UNIFORMS		031483	BADGE HOLDER & BELT	51.18
		Printed On Check 004732			Voucher Totals	51.18
Voucher No.	02-8881	Vendor KAYE	KAYE C JOHNTING / KAYE C'S DESIGNS		Voucher Date	08/27/2008
02-0327	03-5101-481-	STAFF UNIFORMS		031481	JAILER UNIFORMS	200.00
		Printed On Check 004733			Voucher Totals	200.00
Voucher No.	02-8882	Vendor SHERIFF	PENDLETON COUNTY SHERIFF		Voucher Date	08/27/2008
02-0327	03-5101-455-	PETROLEUM PRODUCTS - GAS, OIL, ETC.		031480	JULY TRANSPORT 2000 MILES @ .35 PER MILE	700.00
		Printed On Check 004734			Voucher Totals	700.00
Voucher No.	02-8883	Vendor KEN KELLS	KEN KELLS		Voucher Date	08/27/2008
02-0327	03-5101-455-	PETROLEUM PRODUCTS - GAS, OIL, ETC.		031484	REIMBURSEMENT FOR FUEL	59.19
02-0327	03-5101-599-	MISCELLANEOUS EXPENSE		031484	REIMBURSEMENT FOR MEAL	17.98
		Printed On Check 004735			Voucher Totals	77.17
Voucher No.	02-8884	Vendor BURLPHARMA	BURLINGTON PHARMACY		Voucher Date	08/27/2008
02-0327	03-5101-549-	ROUTINE MEDICAL		031479	MEDS FOR INMATES J ELSWICK, R WILSON	91.02
		Printed On Check 004736			Voucher Totals	91.02
Voucher No.	02-8885	Vendor QUESTDIAGN	QUEST DIAGNOSTICS		Voucher Date	08/27/2008
02-0327	03-5101-549-	ROUTINE MEDICAL		031485	MEDICAL CARE FOR INMATE J HUTCHISON	42.25
		Printed On Check 004737			Voucher Totals	42.25
Voucher No.	02-8886	Vendor ST.ELIZBUS	ST. ELIZABETH BUSINESS HEALTH CENTER		Voucher Date	08/27/2008
02-0327	03-5101-599-	MISCELLANEOUS EXPENSE		031482	PRE-EMPLOY DRUG SCREEN - TONY GILLESPIE	39.00
		Printed On Check 004738			Voucher Totals	39.00
8 Vouchers Printed Totalling						1,368.62

Pendleton County Fiscal Court  
Voucher Claims Register

L.G.E.A. Fund  
From: 08/27/2008 To: 08/27/2008

Batch	Account No.	Account Name	Invoice	P.O. No.	Claim Description	Amount
Voucher No.	02-8887	Vendor FAMILY	FAMILY DOLLAR STORES		Voucher Date	08/27/2008
02-0427	04-5135-411-	CUSTODIAL SUPPLIES		041858	EOC CUSTODIAL SUPPLIES	31.50
		Printed On Check 003109			Voucher Totals	31.50
Voucher No.	02-8888	Vendor OFFICEDEPO	OFFICE DEPOT		Voucher Date	08/27/2008
02-0427	04-5135-445-	OFFICE SUPPLIES		041859	OFFICE SUPPLIES	349.41
		Printed On Check 003110			Voucher Totals	349.41
Voucher No.	02-8889	Vendor MODERN LEA	MODERN LEASING		Voucher Date	08/27/2008
02-0427	04-5135-445-	OFFICE SUPPLIES	6739478103	041864	1/2 COPIER LEASE EOC	132.18
		Printed On Check 003111			Voucher Totals	132.18
Voucher No.	02-8890	Vendor ELSENER	ELSENER ELECTRONICS		Voucher Date	08/27/2008
02-0427	04-5135-445-	OFFICE SUPPLIES		041866	COMPUTER CAPLES, UPS, ETC.	202.49
		Printed On Check 003112			Voucher Totals	202.49
Voucher No.	02-8891	Vendor INTERACT	INTERACT SYSTEMS		Voucher Date	08/27/2008
02-0427	04-5136-441-	HOMELAND SECURITY MACHINERY & EQUIP.	PA002562	041860	CAD HARDWARE & SOFTWARE - FINAL BILL	11,257.55
02-0427	04-5145-441-	EMERGENCY 911 MACHINERY & EQUIPMENT		041860	CAD HARDWARE & SOFTWARE -	3,204.95
		Printed On Check 003113			Voucher Totals	14,462.50
Voucher No.	02-8892	Vendor RECREATION	COMMUNITY RECREATION COMMISSION		Voucher Date	08/27/2008
02-0427	04-5405-107-	RECREATION - SUPER/DIRECTOR		041865	1/2 AUGUST SALARY - RECREATION DIRECTOR	1,803.82
		Printed On Check 003114			Voucher Totals	1,803.82
Voucher No.	02-8893	Vendor PEOPLES TR	PEOPLES TROPHIES & AWARDS		Voucher Date	08/27/2008
02-0427	04-5405-467-	RECREATION SUPPLIES		041862	RECREATION SUPPLIES	1,031.89
		Printed On Check 003115			Voucher Totals	1,031.89
7 Vouchers Printed Totalling						18,013.79

Pendleton County Fiscal Court  
Voucher Claims Register

Ambulance Fund  
From: 08/27/2008 To: 08/27/2008

Batch	Account No.	Account Name	Invoice	P.O. No.	Claim Description	Amount
Voucher No. 02-8894		Vendor	PEND EMS	PENDLETON COUNTY EMS, INC	Voucher Date	08/27/2008
02-0927	09-5140-303-	AMBULANCE SERVICE		092306	SEPTEMBER AMBULANCE SERVICE PER CONTRACT	26,664.17
		Printed On Check 003515			Voucher Totals	26,664.17
Voucher No. 02-8895		Vendor	SCOTT-GRO	SCOTT-GROSS COMPANY, INC.	Voucher Date	08/27/2008
02-0927	09-5140-550-	MEDICAL SUPPLIES		092308	CYLINDER RENTAL & COMPRESSED OXYGEN	529.35
		Printed On Check 003516			Voucher Totals	529.35
Voucher No. 02-8896		Vendor	LIFESTARRE	LIFE STAR RESCUE INC	Voucher Date	08/27/2008
02-0927	09-5140-592-	MAINTENANCE & REPAIRS - VEHICLES	19704	092303	SCHEMATIC BOOK FOR BRAUN 4794	80.86
		Printed On Check 003517			Voucher Totals	80.86
3 Vouchers Printed Totalling						27,274.38

Pendleton County Fiscal Court  
Voucher Claims Register

911 Fund Fund  
From: 08/27/2008 To: 08/27/2008

Batch	Account No.	Account Name	Invoice	P.O. No.	Claim Description	Amount
Voucher No. 02-8897		Vendor	MODERN LEA	MODERN LEASING	Voucher Date	08/27/2008
02-7527	75-5145-399-	MISCELLANEOUS CONTRACTUAL SERVICE	6739478103	751085	1/2 COPIER LEASE AGREEMENT 911	132.17
		Printed On Check 001795			Voucher Totals	132.17
Voucher No. 02-8898		Vendor	CINCY BELL	CINCINNATI BELL TELEPHONE	Voucher Date	08/27/2008
02-7527	75-5145-399-	MISCELLANEOUS CONTRACTUAL SERVICE		751086	ANNUAL MAINTENANCE 911 WIRELESS PHASE II	609.90
		Printed On Check 001796			Voucher Totals	609.90
Voucher No. 02-8899		Vendor	MOBILCOM	MOBILCOMM INC	Voucher Date	08/27/2008
02-7527	75-5145-571-	RENEWALS AND REPAIRS		751084	PROGRAMMED, LABELED & TESTED CONSOLES	244.35
		Printed On Check 001797			Voucher Totals	244.35
3 Vouchers Printed Totalling						986.42

In Re: Adjournment

A motion was made by Squire Wells, Seconded by Squire Whaley, carried that this meeting be adjourned, to meet again in regular session on September 9<sup>th</sup>, 2008 at 7:00 PM, subject to any call meetings.

\_\_\_\_\_  
Pendleton County Judge/Executive

Attest: \_\_\_\_\_  
Pendleton County Fiscal Court Clerk